

# **Tribal Cultural Resources Law in California:**

## **A Training Series for Tribes**

### **Unit 4 - Executive Summary**

**Unit Title:** Project Impacts and Mitigation – Tribal Consultation

#### **Outline of Training:**

This unit provides instruction on the environmental review process for construction projects in California and the legal requirements around mitigating project impacts to tribal cultural resources. The consultation process regarding mitigation will be explained. Common outcomes of the mitigation process will be reviewed and considered.

This unit is grouped into four parts:

- Part 1: Tribal Cultural Resources Determinations
- Part 2: Effects (Impacts) on Tribal Cultural Resources
- Part 3: Tribal Consultation
- Part 4: Confidentiality

This unit takes 51:58 minutes to complete.

#### **Target outcomes:**

- The audience will learn how the California Legislature defines a tribal cultural resource.
- The audience will understand the types of impacts examined in an environmental impact report (EIR).
- The audience will gain an appreciation for the California Environmental Quality Act's (CEQA) consultation requirements as they relate to proposed projects.
- The audience will better understand what information is protected about tribal cultural resource or heritage site under CEQA's confidentiality provisions.

#### **Discussion Questions**

The following questions can be used to discuss this topic withing a training group:

1. What limitations do CEQA's tribal cultural resources criteria impose on the protection of such resources?
2. Do CEQA's mitigation efforts provide robust protection for tribal cultural resources?
3. How does agency discretion in CEQA's mitigation measures impact tribes? Are the measures robust or do they require revisions? What changes, if any, would you make to bolster the protection tribal cultural resources?